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**DIRECTOR'S OFFICE
TECHNOLOGY CENTER 2600**

VEDDER, PRICE, KAUFMAN & KAMMHOLZ, P.C.
222 N. LASALLE STREET
CHICAGO, IL 60601

In re Application of
Feliks Dujmenovic et al.
Application No. 09/387,534
Filed: August 31, 1999
For: **METHOD AND SYSTEM FOR PROVIDING
A VIDEO SIGNAL**

**DECISION ON PETITION
TO WITHDRAW HOLDING OF
ABANDONMENT**

This is a decision on the petition filed March 8, 2005. The petition is treated as a Petition to Withdraw the Holding of Abandonment pursuant to 37 CFR §1.181. No fee is required.

The application is held as abandoned for failure to timely respond to the non-final Office action mailed April 8, 2004. A Notice of Abandonment was mailed February 28, 2005.

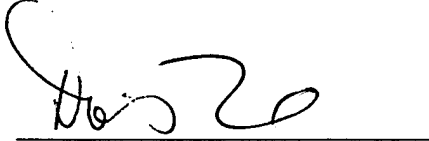
Petitioner states that they did not receive the Office action mailed April 8, 2004.

The showing required to establish the failure to receive an Office communication must include a statement from the practitioner stating that the Office communication was not received by the practitioner and attesting to the fact that a search of the file jacket and docket records indicates that the Office communication was not received. A copy of the docket record where the non-received Office communication would have been entered had it been received and docketed must be attached to and referenced in practitioner's statement. See "Withdrawing the Holding of Abandonment When Office Actions Are Not Received" 1156 Official Gazette 53 (November 16, 1993) and M.P.E.P. § 711.03(c). The showing outlined above may not be sufficient if there are circumstances that point to a conclusion that the Office communication may have been lost after receipt rather than a conclusion that the Office communication was lost in the mail.

Petitioner has not complied with the requirements set forth above. However, a review of the record indicates that a Change of Correspondence Address was received in the Office on February 12, 2004, which was entered incorrectly. The Office did in fact mail the non-final Office action to an incorrect correspondence address. In view thereof, there was an irregularity in the mailing of the non-final Office action on April 8, 2004, as it was mistakenly mailed to an incorrect correspondence address. The Patent and Trademark Office regrets any inconvenience to Petitioner. Accordingly, the Notice of Abandonment is vacated and the holding of abandonment withdrawn.

The petition is **GRANTED**.

The application file is being forwarded to the Technology Center's technical support staff for re-mailing of the Office action and its attachments originally mailed April 8, 2004 setting a new three month shortened statutory period for response.

A handwritten signature in black ink, appearing to read 'Doris To', is written over a horizontal line.

Doris To
Special Program Examiner
Technology Center 2600
Communications